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6 **IN THE UNITED STATES DISTRICT COURT**
7 **FOR THE DISTRICT OF ARIZONA**
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9 Juan Salazar,

10 Plaintiff,

11 v.

12 Thunderbird Restaurants LLC, et al.,

13 Defendants.
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No. CV-24-00668-PHX-KML

ORDER

15 On May 22, 2025, the parties filed a joint statement of discovery dispute regarding
16 interrogatories and requests for production. (Doc. 59.) Many of the disputed discovery
17 requests seek very specific information, such as the exact dates and time plaintiff
18 performed work. (Doc. 59 at 2.) In the context of the Fair Labor Standards Act, it is the
19 employer's burden to maintain records. *See Senne v. Kansas City Royals Baseball Corp.*,
20 934 F.3d 918, 939 (9th Cir. 2019). Plaintiff has no obligation to provide the exact
21 information defendants seek. Other disputed requests seek the production of documents or
22 information, but plaintiff states no additional documents or information exists. (Doc. 59 at
23 6.) The court cannot require plaintiff produce documents or information he does not have.
24 Except for the request discussed below, defendants are not entitled to any additional
25 production from plaintiff at this time.

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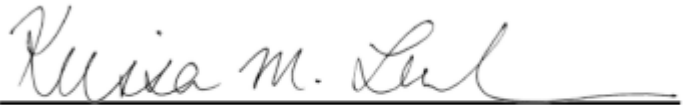
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1 The only disputed discovery request that requires supplementation is request for
2 production number 5 that appears to seek tax-related documents. Plaintiff need not produce
3 his tax returns, but he must produce any documents that are still within his possession
4 reflecting wages received from defendants, such as W-2s.

5 **IT IS SO ORDERED.**

6 Dated this 28th day of May, 2025.

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10 **Honorable Krissa M. Lanham**
11 **United States District Judge**
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